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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

5 PAULA F. COHEN, on behalf of the United
6 States of America,

No. C 12-02301 SI

7 Plaintiff/Relator,

**ORDER DISMISSING CASE FOR
FAILURE TO SERVE**

8 v.

9 LISA TRESKA, MICHAEL QUIROGA, and
DOES 1-100, inclusive,

10 Defendants.


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12 On August 13, 2012, the Court issued an ORDER TO SHOW CAUSE requiring plaintiff to show
13 cause in writing filed with the Court no later than August 20, 2012, why she failed to appear at the
14 Court's August 10, 2012 Case Management Conference and whether she intended to continue with this
15 action. Plaintiff was cautioned that if she did not appear and/or did not comply with Court orders, this
16 case would be dismissed for failure to prosecute. Additionally, plaintiff was ordered to serve defendants
17 no later than September 5, 2012. This Court cautioned that, if plaintiff failed to do so, this action would
18 be dismissed without prejudice in accordance with Rule 4(m). Docket No. 4.

19 On September 5, 2012, plaintiff filed a First Amended Qui Tam Complaint. However, plaintiff
20 did not comply with or respond in any way to the ORDER TO SHOW CAUSE, and there is no evidence
21 that plaintiff has served defendants, in accordance with Federal Rule of Civil Procedure 4(m), or
22 otherwise complied with the Court's order re service.

23 As such, the Court hereby DISMISSES this case without prejudice for failure to respond to the
24 ORDER TO SHOW CAUSE and for failure to timely serve under Rule 4(m).

25 **IT IS SO ORDERED.**

26 Dated: September 7, 2012

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SUSAN ILLSTON
United States District Judge